

JCWSCS 07 JUL 2004

JUL. 6. 2004 4:15PM

TOWNSEND & TOWNSEND

NO. 6093 P. 1/10

Atty Docket No. 018852-000610US

PTO FAX NO.: 1.703.746.9195  
TELEPHONE NO.: 1.703.308.1202

**OFFICIAL COMMUNICATION**  
**FOR THE ATTENTION OF**  
**Office of Initial Patent Examination**  
**(OIPE)**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following document(s) in re Application of Phylonix Pharmaceuticals, Inc., Application No. 10/766,134, filed January 27, 2004 for METHODS FOR INTRODUCING HETEROLOGOUS CELLS INTO FISH TO DETERMINE IF THE HETEROLOGOUS CELLS CONTAIN CANCER CELLS OR A PATHOGEN (AMENDED) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form
2. Request for Corrected Filing Receipt
3. Copy of Corrected Filing Receipt
4. Supplemental Application Data Sheet

Number of pages being transmitted, including this page: 10

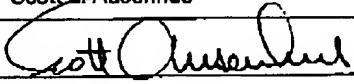
Dated: July 6, 2004

Janet L. Newmaker  
Janet L. Newmaker

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RETURN FACSIMILE AT (303) 571-4321**

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834  
Telephone: 303-571-4000  
Fax: 303-571-4321  
60254509 v1

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/766,134
		Filing Date	January 27, 2004
		First Named Inventor	George N. Serbedzja
		Art Unit	1645
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	018852-000610US

ENCLOSURES (Check all that apply)					
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <small>(please identify below):</small> <small>Request For Corrected Filing Receipt Filing Receipt Supplemental Application Data Sheet</small>			
		Remarks			
		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.			
		SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
		Firm or Individual	Townsend and Townsend and Crew LLP Scott L. Ausenhus Reg. No. 42,271		
		Signature			
		Date	July 6, 2004		

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 746-9195 on July 6, 2004.			
Typed or printed name	Janet L. Newmaker		
Signature		Date	July 6, 2004
60254529 v1			

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TOWNSEND and TOWNSEND and CREW LLP

By: Janet L. Newmaker  
Janet L. Newmaker

**PATENT**  
Attorney Docket No.: 018852-000610US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

George N. Serbedzija et al.

Application No.: 10/766,134

Filed: January 27, 2004

For: METHODS FOR INTRODUCING  
HETEROLOGOUS CELLS INTO  
FISH TO DETERMINE IF THE  
HETEROLOGOUS CELLS  
CONTAIN CANCER CELLS OR A  
PATHOGEN  
(AMENDED)

Customer No. 20350

Confirmation No.: 1970

Examiner: Not Assigned

Art Unit: 1645

**REQUEST FOR CORRECTED FILING  
RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office for the above-identified application for which issuance of a corrected filing receipt is respectfully requested. The requested correction is indicated. Also attached is a Supplemental Application Data Sheet, which reflects these changes.

There is an error in that the "Title" section should read as follows:

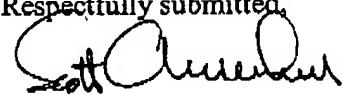
Methods For Introducing Heterologous Cells Into Fish To Determine If The  
Heterologous Cells Contain Cancer Cells Or A Pathogen

George N. Serbedzija et al.  
Application No.: 10/766,134  
Page 2

PATENT

A corrected filing receipt is respectfully requested. Applicants believe no fee is required for submission of this request. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430.

Respectfully submitted,



Scott L. Ausenhus  
Reg. No. 42,271

Date: July 6, 2004

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SLA/jln  
60254342 v1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/766,134	01/27/2004	1645	385	018852-000610US	8	18	1

## CONFIRMATION NO. 1970

20350  
 TOWNSEND AND TOWNSEND AND CREW, LLP  
 TWO EMBARCADERO CENTER  
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 SAN FRANCISCO, CA 94111-3834

## FILING RECEIPT



OC000000012939605

Date Mailed: 06/15/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

George N. Serbedzija, Woburn, MA;  
 Patricia McGrath, Cambridge, MA;

## Assignment For Published Patent Application

Phylonix Pharmaceuticals, Inc., Cambridge, MA;

## Domestic Priority data as claimed by applicant

This application is a DIV of 09/451,489 11/30/1999  
 which claims benefit of 60/110,464 12/01/1998

## Foreign Applications

If Required, Foreign Filing License Granted: 06/14/2004

Projected Publication Date: 09/23/2004

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

J2E

06/23/04

**Title**

Methods for introducing heterologous cells into fish to determine if the ~~heterologous~~ cells contain cancer cells or a pathogen

*heterologous***Preliminary Class**

435

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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